

REISING, ETHINGTON, BARNES, KISSELLE & LEARMAN, P.C.
5291 COLONY DRIVE NORTH
SAGINAW, MICHIGAN 48603
Telephone: (989) 799-5300
Facsimile: (989) 792-8585

UNITED STATES PATENT AND TRADEMARK OFFICE FACSIMILE COVER SHEET

In re application of: Gary M. Bardos, et al
Serial No.: 09/846,937
Filed: May 1, 2001
For: REDUCING MACHINE ROTOR ASSEMBLY AND METHODS
OF CONSTRUCTION AND OPERATING THE SAME

Fax No.: 703-872-9327

Total number of pages, including this cover page: 5

IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CONTACT CHERI AT (989) 799-5300

Attached herewith please find a copy of the Response to the Office Action dated June 30, 2003.

Thank you.

[illegible]**CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8a)**

I hereby certify that this correspondence is, on the date shown below, being

XX transmitted by facsimile to the Patent and Trademark Office

Date: July 23, 2003

Cheri Morgrette
Cheri Morgrette

FAX RECEIVED

☒ Return fax confirming receipt is requested

☐ Original will follow

☐ Original will not follow

JUL 24 2003

GROUP 3600

NOTICE OF CONFIDENTIALITY

THIS FACSIMILE MESSAGE CONTAINS PRIVILEGED AND CONFIDENTIAL INFORMATION
INTENDED ONLY FOR THE ADDRESSEE. IF YOU ARE NOT THE ADDRESSEE, YOU ARE HEREBY
NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS
PROHIBITED. IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR, PLEASE IMMEDIATELY
NOTIFY US AT OUR EXPENSE BY TELEPHONE AND RETURN IT TO US.

APPLICANT: Gary M. Bardos, et al (Morbark)

SERIAL NO: 09/846,937

FILED: May 1, 2001

FOR: REDUCING MACHINE ROTOR ASSEMBLY AND
METHODS OF CONSTRUCTING AND OPERATING THE SAME

Commissioner for Patents
P.O. BOX 1450
Alexandria, VA 22313-1450

April 29, 2003

Sir:

PRELIMINARY AMENDMENT

Kindly, add claim 36.

32
36.

In a fragmenting rotor assembly for waste wood and other fragmentable material:

- a. a drive shaft and mechanism for driving said shaft in a direction of rotation, said drive shaft incorporating axially spaced radially projecting spacers along its axis;
- b. a series of radially projecting hammers situated along the axis of said shaft on said spacers and powered by said shaft, the hammers having a heads with a leading face portion and a trailing face portion extending radially outward of said spacers;
- c. fragmenting knives removably secured to said leading portions of said

CERTIFICATION 37 C.F.R. 1.8a and 1.10
(Express Mail Label number is mandatory)
(Express Mail certification is optional).

I hereby certify that, on the date shown below, this correspondence is being:


deposited with the United States Postal Service, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. 1.8a

with sufficient postage as first class mail.

37 C.F.R. 1.10

as "Express Mail Post Office to Addressee" Mailing Label
No. EV 259530233 US (mandatory)


Signature
Bambl L. Straebel

Date: April 29, 2003

#5/Response

APPLICANT: Gary M. Bardos, et al (Morbark)
SERIAL NO: 09/846,937
FILED: May 1, 2001
FOR: REDUCING MACHINE ROTOR ASSEMBLY AND METHODS OF
CONSTRUCTING AND OPERATING THE SAME
EXAMINER: Mark Rosenbaum

Commissioner for Patents
BOX NO FEE RESPONSE
Washington, D.C. 20231

July 23, 2003

S i r:

In response to the Office Action dated June 30, 2003, applicant has carefully reviewed the claims in the application and the Examiner's reasons for requiring restriction to one of three groups of claims. Applicant further notes that a new claim, which apparently should bear numeral 32, but was identified as claim 36, was added in the preliminary amendment. A copy of this preliminary amendment is attached hereto for the Examiner's convenience. It is believed this claim would be included in the claims of group III, claims 19-22, in view of its similarity to claim 19.

Provisionally, in the event the Examiner does not withdraw the restriction requirement, applicant elects the

FAX RECEIVED Official

JUL 24 2003

GROUP 3600